

# Staff Summary Report



To: Mayor & City Council  
Through: City Manager

Agenda Item Number 63  
Meeting Date 07/19/01

**SUBJECT: ORDINANCE FOR INTRODUCTION**

**PREPARED BY:** JIM CRISTEA, ENGINEERING MANAGER, LAND SERVICES (x8417)

**REVIEWED BY:** NEIL MANN, DEPUTY PW MANAGER/CITY ENGINEER (x8250)

**BRIEF:** Set a public hearing for **July 26, 2001** and **August 9, 2001** to reserve an easement for public utilities.

**COMMENTS:** **UTILITY EASEMENT GRANTED (0904-02) ORDINANCE NO. 2001.23** Set a public hearing **July 26, 2001** and **August 9, 2001** to reserve a public utility easement within SVOB Park, 2600 S. Vineyard Road.

**Document Name:** (20010719PW04) Supporting Documents: Yes

**SUMMARY:** The City of Tempe is providing a public utility easement within a City owned parcel. The proposed public utility easement will be a non-exclusive easement for all utilities' future use. Staff supports the easement reservation.

**RECOMMENDATION:**

That the City Council hold a public hearing and adopt Ordinance No. 2001.23 and authorize the Mayor to execute any necessary documents.

Approved by: Howard C. Hargis, Public Works Manager

ORDINANCE NO. 2001.23

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF  
TEMPE, ARIZONA, RESERVING A PUBLIC UTILITY  
EASEMENT WITHIN SVOB PARK, 2600 SOUTH VINEYARD  
ROAD

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WHEREAS, it has been determined that the City of Tempe owns certain real  
estate described herein, and,

WHEREAS, it is necessary to reserve a public utility easement for future utility  
use within subject property, and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE  
CITY OF TEMPE, MARICOPA COUNTY, ARIZONA, AS FOLLOWS:

SECTION I. That the City of Tempe does hereby reserve a public utility  
easement as delineated on Exhibits "A" and "A-1" attached hereto.

SECTION II. That upon execution of this Ordinance by Mayor's signature, the  
public utility easement is hereby fully reserved for future use.

Ordinance No. 2001.23  
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PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TEMPE,

ARIZONA this \_\_\_\_\_ day of \_\_\_\_\_, 2001.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**

The park property affected is described as follows:

Tract D, Knoell Gardens Amended, according to plat in Book 163 of Maps, page 43, records of Maricopa County, Arizona  
EXCEPT that portion of said Tract D as re-subdivided as AMENDED P.A.D. for SVOB PARK TOWNHOMES in Book 321 of Maps, Page 10, Records of Maricopa County Arizona.

The public utility easement within the park property is described as follows:

Said easement being 8.00 feet in width, lying 4.00 feet on each side of the following described centerline:

COMMENCING at the Northeast corner of property as described above; thence North 59° 29' 00" West (assumed bearing) along the Northeasterly line thereof, a distance of 15.02 feet to the POINT OF BEGINNING of the easement herein described; thence South 31° 36' 54" West a distance of 134.09 feet to a point, said point hereinafter referred to as Point "A"; thence South 55° 28' 39" East a distance of 14.11 feet to a point on the Southeasterly line of said property; thence also from Point "A" South 31° 36' 54" West a distance of 176.75 feet to a point on the Southwesterly line of said property to a terminus.

